

GOVERNMENT OF KERALA
Abstract

Labour & Rehabilitation Department – Introduction of Self Certification in the units in the Special Economic Zones
in the State – Approved –Orders Issued.

LABOUR & REHABILITATION (E) DEPARTMENT
G.O. (MS) No.18/04/LBR Dated, Thiruvananthapuram, 24.3.2004

Read: 1) G.O. (MS) No.55/02/LBR dated 27.7.2002
2) Letter No.G4-9290/02 dated 26.11.03 from the Labour Commissioner.

ORDER

As per G.O. read as 1st Paper above, Government have introduced self-certification regime in respect of 8 labour laws in the Information Technology and Information Technology Enabled Services (I.T.E.S.) Industries. Labour Commissioner has requested that the self-certification regime introduced in I.T. and I.T. enabled services may be extended to the units in the Special Economic Zones also.

2. Government have considered the matter in detail and are pleased to introduce Self Certification regime in respect of the following labour laws in the units in the Special Economic Zones in the State.

1. Payment of Wages Act, 1936 and the Kerala Payment of Wages Rules 1958.
2. Minimum Wages Act, 1948 and the Kerala Minimum Wages Rules 1958.
3. Contract Labour (Regulation and Abolition) Act, 1970 and the Contract Labour (Regulation and Abolition) Rules 1974.
4. Kerala Shops and Commercial Establishment Act, 1960 and the Kerala Shops and Commercial Establishment Rules 1961.
5. Kerala Casual Temporary Badli Workers (Wages) Act, 1989 and Kerala Casual Temporary Badli Workers (Wages) Rules 1993.
6. Kerala Industrial Establishments (National and Festival) Holidays Act, 1958 and Industrial Establishment (National and Festival) Rules 1959.
7. Maternity Benefit Act, 1961 and the Kerala Maternity Benefit Rules 1964.
8. The Factories Act, 1948 and the Kerala Factories Rules 1957.

3. Government hereby permit the Special Economic Zone units in the State to adopt the self-certification procedure under the foregoing labour laws. The "Self-certificates" will be furnished to the respective authorities under the listed Acts in the form appended herewith to this order. The Labour Commissioner and the Director, Factories & Boilers will ensure that routine inspections are immediately discontinued in the case if those establishments in the CSEZ units which furnish "Self-Certificates" in the formats appended herewith in respect of the above mentioned laws.

4. However, Government and its authorized officers shall continue to exercise the powers to inspect establishments relating to these industries and establishments about which substantive complaints received, if there is adequate reason to believe that managements have deviated from the provisions of the respective Acts or Rules.

5. In case it is found that any establishment which has furnished "Self-Certification" regarding compliance with any of their laws has violated its provisions deterrent action will be taken by the concerned authorities.

By Order of the Governor
(C. Sasikala)
Deputy Secretary